

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

UNITED STATES OF AMERICA

VS.

THOUNG HONG NGUYEN, *et al.*

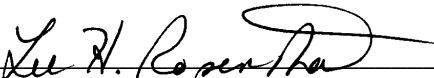
§  
§  
§  
§  
§  
§  
§  
§

CRIMINAL NO. H-11-340

**MEMORANDUM AND ORDER**

The defendant, Thuong Thomas-More Vo, has moved for a new trial based on this court's denial of the motion for acquittal made at the conclusion of the evidence; in denying the motion for mistrial when the jury first announced it was not able to reach a unanimous verdict; in giving an Allen charge; in allowing J.D. Talton to testify as to a nickname of the defendant; by allowing J.D. Talton to testify as both a fact and expert witness; in allowing evidence of a prior conviction; because the government commented on the defendant's decision not to testify; and in denying the severance motion. (Docket Entry No. 366). The government must file a response no later than **January 25, 2013**.

SIGNED on December 20, 2012, at Houston, Texas.

  
\_\_\_\_\_  
Lee H. Rosenthal  
United States District Judge